



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
2 NAVY ANNEX
WASHINGTON DC 20370-5100

WMP

Docket No: 3502-02
5 September 2002

[REDACTED]

[REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of Title 10 of the United States Code section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 4 September 2002. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record and applicable statutes, regulations and policies.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice.

The Board found that you enlisted in the Navy on 11 August 1999 for four years at age 18. On 9 February 2000 you were hospitalized in order to prevent self-harm. The senior medical officer noted that you had recently used marijuana in an attempt to be discharged. He diagnosed you with a passive-aggressive personality disorder and an adjustment disorder and recommended expeditious administrative separation because of your longstanding pattern of maladaptive character traits that severely impaired your ability to function in the naval environment.

On 6 March 2000 you were notified that separation action was being initiated due to the diagnosed personality disorder. You were advised of and waived all of your procedural rights, with the exception of obtaining copies of documents that support the

basis for separation. On 10 March 2000, you received an general discharge by reason of personality disorder, and were assigned an RE-4 reenlistment code.

Regulations authorize the assignment of an RE-4 or RE-3G reenlistment code to an individual separated by reason of personality disorder. Due to the severity of your personality and adjustment disorders, the Board concluded that the RE-4 reenlistment code was properly assigned and no change is warranted.

The Board did not consider the characterization of your discharge since you did not request recharacterization, and you have not exhausted your administrative remedies by first applying to the Naval Discharge Review Board (NDRB). NDRB is authorized to change both the reason for discharge and the characterization of discharge. However, it cannot change a reenlistment code. Enclosed is a DD Form 293, which you may use to apply to NDRB.

Accordingly, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

W. DEAN PFEIFFER
Executive Director

Enclosure:

DD Form 293